



Patent Application
USSN 10/047,271
Atty Docket No. 8276-85048

S. 4/14 700 Receipt

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John Innis

For: OPTICAL DISC CARRIER

Serial No. 10/047,271

Filed: January 15, 2002

Group Art Unit: 3728

Examining Attorney:
Unknown

REQUEST FOR CORRECTED FILING RECEIPT

TO: Assistant Commissioner of Patents
Washington, D.C. 20231

Dear Sirs:

It has come to applicant's attention that an updated filing receipt was mailed April 11, 2002 on this application setting forth the filing date of March 12, 2002.

A copy of the updated filing receipt is attached.

This filing date is incorrect, since applicant did not file any petition under options I or II set forth in the Formalities Letter mailed on February 25, 2002, a copy of which is attached.

Applicant had accepted option III, i.e., the application as deposited in the U.S. PTO on January 15, 2002, by not filing a petition under option I or II and by not filing a supplemental declaration.

Accordingly, a further updated filing receipt should be sent to applicant with a filing date of January 15, 2002.

Applicant filed a Preliminary Amendment in this application requesting addition of FIG. 3 in this application and submitted that such FIG. 3 merely amended the drawings into conformity with the application and did not add any new matter.


Please note, that if the application branch or the Examiner should be of the opinion that FIG. 3 contains new matter then applicant cancels FIG. 3 from the application and cancels lines 16-18 from page 2 and lines 19-20 from page 3.

If FIG. 3 is considered to contain new matter, please advise applicant's attorney and applicant will file clean copies of pages 2 and 3.

In any event, applicant accepts the application as deposited on January 15, 2002, and requests an updated filing date showing that date. See the original filing receipt, copy attached.

Further, applicant again submits, as set forth in the Preliminary Amendment, that FIG. 3 submitted with the Preliminary Amendment does not contain any new matter and merely conforms the drawings to the specification and claims. An early and favorable action to that end is requested.

Respectfully submitted,



Thomas R. Vigil
Reg. No. 24,542

Dated: 1/30/2003

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/047,271	01/15/2002	3728	565	20206	1	23	7

CONFIRMATION NO. 9876

FILING RECEIPT



OC000000007525010

Thomas R. Vigil
c/o Welsh & Katz, Ltd.
120 South Riverside Plaza
Chicago, IL 60606-3612

Date Mailed: 02/25/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

John Innis, South Elgin, IL;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 09/800,066 03/06/2001 PAT 6,349,823

Foreign Applications

If Required, Foreign Filing License Granted 02/23/2002

Projected Publication Date: To Be Determined - pending completion of Omitted Items

Non-Publication Request: No

Early Publication Request: No

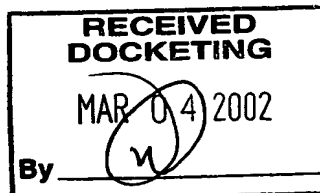
** SMALL ENTITY **

Title

Optical disc carrier

Preliminary Class

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2002 MAR -4 AM 8:12
WELSH & KATZ, LTD

LICENSE FOR FOREIGN FILING UNDER
Titl 35, United States Code, S ction 184
Title 37, Code of F deral R gulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

*This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/047,271	01/15/2002	John Innis	20206

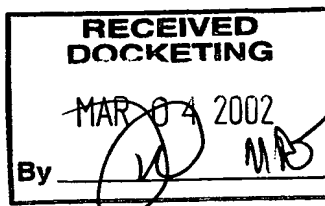
CONFIRMATION NO. 9876

FORMALITIES LETTER



OC000000007525011

Thomas R. Vigil
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Chicago, IL 60606-3612



Date Mailed: 02/25/2002

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 3 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

A copy of this notice MUST be returned with the reply.

Journe A.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY